744
Rev (T)
dt 22/2/57

CONFIDENTIAL

1951

File No. R141 XVII (9)

REHABILITATION, HOUSING & BACKWARD CLASSES. DEPARTMENT

ERS Dep No. 21 — 57 — B BRANCH

Subject:— Administration of E. P. Acts

B Class Karnataka

P6 1

B Dy Secy 23/3/57

D4

Picked out from original file

File No.

S3

Std. Sectt. Slip. 24 A

SECRET.
VERY URGENT.

Payment of money due to evacuees by Government and quasi Government bodies (including payments on account of claims on undivided Government of India).

GOVERNMENT OF BOMBAY.
Rehabilitation Department.
Circular Memorandum No.R.141/B
Civil Secretariat Annexe, Mayo Road,
Fort, Bombay (1), 17th December, 1951

CIRCULAR MEMORANDUM.

Under this Department endorsement No.R.141/14137-B. dated the 25th April, 1951, orders of the Government of India, Ministry of Rehabilitation contained in their letter, No. 27(1) /51-Prop, dated the 9th April 1951 were communicated to the effect that no payments due to evacuees by Government and quasi-Government bodies should be nade to the Custodian and that the amounts in question should be kept in suspense with the Government Departments etc. themselves till tghe Central Claims Organisation of the Ministry of Rehabilitation, Government of India, has verified the claims in question and authorised their payment.

2. It has come to the notice of this Departmtne that some Departments have misconstrued the provisions contained in Government of India letter mentiôned abûve and have stopped the payment of rent of evacuee properties in their occupation to the Custodian. It is, therefore, now made clear that the instructions mentioned in paragraph 1 above are not intended to apply to payment of rent for premises or buildings, which are evacuee property -ies and which vest in the Custodian. The Departments concerned should, therefore, continue to pay such rent to the Custodian or the Deputy Custodian as the case may be.

By order of the Governor of Bombay,

Sd/- (J.C.FERNANDEZ).
For Secretary to the Government of Bombay,
Rehabilitation Department.

To

The Custodian of Evacuee Property, Bombay, with refereoce to his un-official reference No. CEP/CIR dated the 18th November 51.
All Collectors and Deputy Custodians of Evacuee Property,
All Departments of the Secretariat,
The Commissioner of Police, Bombay, with reference to his letter No.21930/5, dated the23rd November 1951.
To All Other heads of Departments and Heads of I Offices under the several Departments of Secretariat,
The Accountant General, Bombay,
*The Prothonotary and Senior Master, High Court,Bombay.
*The Registrar, High Court, Appellate Side, Bombay.
The Secretary to the Governor,
The Secretary to the Hon'ble the Chief Minister.

*By letter.

HSS.
16/5

Copy of a letter No. 27(1)/51-Prop, dated the ... 1951 from the Government of India, Ministry of Rehabilitation.

Subject:- Payment of money due to evacuees by Government and quasi-Government bodies (including payments on account of claims on un-divided Government of India).

I am directed to invite a reference to this Ministry's letter No.2873/49/N, dated the 29th July, 1949, and letter No.XXXI(Pol) /48/59-CG, dated the 26th June, 1950, wherein it was laid down that all moneys due to evacuees should be deposited with the Custodian concerned and that no amounts should be paid direct to the evacuees.

2. It has now been decided that, with immediate effect, no payments due to evacuees by the Government and quasi-Government bodies should be made to the Custodian. The Amounts in question should be kept in suspense with the Government Departments etc. themselves till the Central Claims Organisation of the Ministry of Rehabilitation, Government of India has verified the claims in question and authorised their payment. These orders supersede those referred to in the preceding paragraph.

3. I am to request that necessary instructions may kindly be issued to all concerned. The receipt of this letter may please be acknowledged.

SECRET.
VERY URGENT.

NO.R.141/14137-B.
Rehabilitaion Department.
Fourth Floor, Mercantile Bank Building
Mahatma Gandhi Road, Fort, Bombay 1,
25th April 1951.

Forwarded with compliments in continuation of Government Endorsement, No.R.141/19890-B, dated the 5th August 1949 for information and guidance to:-

The Custodian of Evacuee Property, Bombay

All Collectors & Deputy Custodians of Evacee Property,

All Departments of the Secretariat,

All Other heads of Departments and Heads of Offices under the several Departments of the Secretariat,

The Accountant General, Bombay,

The Prothonotary and Senior Master, High Court, Bombay,

The Registrar, High Court, Appallate Side, Bombay,

The Private Secretary to Governor,

The Secretary to the Hon'ble the Chief Minister.

The Local Self Government and Public Health Department and Education Department are requested to issue suitable instructions to the al bodies etc. under them.

By order of the Governor of Bombay,

Sd/- (D.R.PINGE)
For Secretary to the Government of Bombay,
Rehabilitation Department.

HSS.
16/5

Copy of a letter No.27(1)/51-N, dated the 22nd December..., from the Government of India, Ministry of Rehabilitation, New Delhi.

Subject:- Payment of money due to evacuees by Government and quasi-Government bodies (including payments on account of claim on undivided Government of India).

I am directed to invite a reference to this Ministry's
1. This Ministry's letter No. 27(1)51/Prop.dt.9th April 51. | letters noted in the margin and to
2. -do- dt.22nd June 51. | state that it has been brought to
3. -do- dt. 24th Aug.51 | the notice of the Government of India that instructions contained in these letters are being construed by Government and quasi Government departments in some cases to preclude payments of all kinds to the Custodians including the payment of rent for evacuee buildings etc. Actually the instructions were meant to apply only to those types of dues which are being processed by the Central Claims Organisation. These dues are of the following description:-

(i) Pay, leave salary etc.	of Govt. servants.
(ii) Provident fund dues.	of States.
(iii) Pensions.	and
(iv) Security Deposits	Local Bodies.

It is requested that payments of dues other than those mentioned above should in any case be made to the Custodians.

2. Negotiations are proceeding between the Governments of India and Pakistan for a further expansion of the scope of the Central Claims Organisations and if and when such expansion takes place further necessary instructions will be issued on the subject.

SECRET.

NO.R.326/47736-C.
Rehabilitation Department.
Secretariat(Annexe),Fort.
Bombay, 9th February 1952.

Forwarded with compliments in continuation of Government Endorsement, Rehabilitation Department, No.R.141/24207-B, dated the 9th July 1952, for information and guidance to:

The Custodians of Evacuee Property, Bombay,
All Collectors and Deputy Custodians of Evacuee Property,
All Departments of the Secretariat,
All Other Heads of Departments and Heads of the Secretariat under the Several Departments of the, secretariat,
The Accountant General, Bombay,
The Prothonotary and Senior Master, High Court, Bombay,
The Registrar, High Court, Appellate Side, Bombay,
The Secretary to Governor,
The Secretary to Hon'ble the Chief Minister.

2. The Local Self Government and Public Health Department and the Education Department are requested to issue suitable instructions to local bodies under them.

By order of the Governor of Bombay,

Sd/- (J.C.FERNANDEZ).
For Secretary to the Government of Bombay,
Rehabilitation Department.

IMMEDIATE.
CONFIDENTIAL

Valuation of evacuee property in Bombay.

GOVERNMENT OF BOMBAY.
Rehabilitation Department.
No.R:141-B
Secretariat (Annexe),Fort,
Bombay, 25th January 1952.

Government has decided to undertake the valuation of the evacuee properties, vested in the Custodian of Evacuee Property, Bombay. The consulting Surveyor to Government has been entrusted with the valuation of such properties situated in Greater Bombay and Bombay Suburban District, Thana, Poona, Kolhapur, Baroda, Ahmedabad, and Panch Mahals District and the Public Works Department will do the valuation work in the remaining districts. Government has also sanctioned special staff required by the Consulting Surveyor and the Executive Engineers for this work, which will have to be done in close co-operation with the staff of the Deputy Custodians who deal with the enforcement of the Administration of Evacuee Property Act, 1950 All Deputy Custodians are therefore requested to see that the valuation staff are given the fullest co-operation and assistance for completing the work quickly.

All Deputy Custodians are requested to furnish immediately the officers concerned with a complete and up-to-date list of evacuee properties,which have vested in the Custodian. The lists should be in two parts - one part containing information regarding evacuee properties which are wholly vested in the custodian and the other part containing information regarding composite properties in which the interests of evacuee and non-evacuee owners are mixed up. The lists should also give such information as would enable the valuation staff to trace and indentify without difficulty every evacuee property listed. If the valuation staff need any further help for locating and surveying the properties, the Deputy Custodians should see that the necessary help is given without delay.

As Government is anxious that the Valuation work should be completed as early as possible and in any case within a period of four months, the Deputy Custodians are requested to give the matter their personal attention and see that every possible help is rendered to the valuation staff for completing the work within the period prescribed.

By order of the Governor of Bombay,

P.t.o.

By order of the Governor of Bombay,

Sd/- (J.C.FERNANDEZ).
For Secretary to the Government of Bombay,
Rehabilitation Department.

To
The Custodian of Evacuee Property, Bombay,
All Collectors (except the Collector of Bombay and Bombay Suburban District),
The Deputy Custodian of Evacuee Property, Bombay,
The Public Works Department,
The Chief Engineer, Public Works Department,
The Consulting Surveyor to the Government of Bombay, Poona,
The Superitending Engineer, Bombay, Circle,
" Deccan Irrigation Circle,
" Southern Circle,
" North Gujrat Circle,
" South Gujarat Circle,
The Executive Engineer, Ahmednagar,
" Kaira,
" Kolaba,
" Sholapur,
" Surat,
" Mehsana,
" Satara,
" Nasik,
" East Khandesh,
" West Khandesh,
" Dharwar,
" Belgaum
" Broach,
" Bijapur,
" Banaskantha,
" South Thana,
The Superitending Engineer, Central Circle.

Valuation of urban immovable
Evacuee Property in Bombay State.

GOVERNMENT OF BOMBAY.
Rehabilitation Department.
Corringendum No.R.141-B.
Secretariat(Annexe), Fort,
Bombay, 9th February 1952

Read Government Circular, Rehabilitation Department No.R.141-B, dated the 25th January 1952.

CORRIGENDUM:- In the heading to the Government Circular, Rehabilitation Department, No.R.141-B, dated the 25th January 1952 referred to above instead of the words 'urban movable evacuee property' the words 'urban immovable evacuee Property' should be substituted.

By order of the Governor of Bombay,

Sd/-(J.C.FERNANDEZ)
For Secretary to the Government of Bombay,
Rehabilitation Department.

To
The Custodian of Evacuee Property, Bombay,
All Collectors (except the Collector of Bombay and Bombay Suburban District).
The Deputy Custodian of Evacuee Property, Bombay,
The Public Works Department,
The Chief Engineer, Public Works Department,
the Superintending Engineer, Bombay Circle,
" Deccan Irrigation Circle,
" Southern Circle,
" North Gujarat Circle,
" South Gujarat Circle,
" Central Circle,
The Executive Engineer, Ahmednagar,
" Kaira,
" Kolaba,
" Sholapur,
" Surat,
" Mehsana,
" Satara,
" Nasik,
" East Khandesh,
" West Khandesh,
" Dharwar,
" Belgaum,
" Broach,
" Bijapur,
" Banaskantha,
" South Thana.
The Consulting Surveyor, to the Government of Bombay, Poona.

hss.29/5